

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION**

**KENNETH WARREN,
Plaintiff**

VS.

**INSTA-CASH ASSETS MANAGEMENT,
LP
Defendant**

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**Civil Action No. 9:08cv-173
Judge: HEARTFIELD**

**MOTION AND STIPULATION TO DISMISS PLAINTIFF'S
COMPLAINT WITH PREJUDICE**

To: The Clerk of the above entitled Court and all Parties and their respective attorneys of record:

COMES NOW, PLAINTIFF, **KENNETH WARREN** and DEFENDANT, **INSTA-CASH ASSETS MANAGEMENT, LP** and each of them, by and through their respective attorneys of record, and stipulate pursuant to the terms and conditions of the ruling of the Court and to dismiss the action in its entirety, with prejudice, pursuant to Federal Rules of Civil Procedure Rule 41 (a)(1).

IT IS ORDERED, ADJUDGED AND DECREED by this Court that all costs of Court incurred in this cause are hereby taxed and assessed against the party incurring same.

DATE: February 19, 2009

Respectfully Submitted,

/s/
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